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JS-6

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10 **UNITED STATES DISTRICT COURT**
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12 **CENTRAL DISTRICT, SOUTHERN DIVISION**

13 J. N., a minor by and through his
14 guardian ad litem Diep Nguyen; and
15 DIEP NGUYEN, an individual,

16 Plaintiffs,

17 vs.

18 MACY'S CORPORATE SERVICES, INC.,
19 a corporation; MACY'S WEST STORES,
20 INC., a corporation; SCHINDLER
21 ELEVATOR CORPORATION, a
22 corporation; KONE, INC., a corporation;
CROCS INC., a corporation; and DOES
1-100,

23 Defendants.

24 Case No.: 8:18-cv-01222-JVS-DFM

25 Assigned to:
26 District Judge James V. Selna
27 Magistrate Judge Douglas F.
28 McCormick

29 ORDER RE JOINT STIPULATION TO
30 SUBSTITUTE A FICTIOUSLY NAMED
31 DEFENDANT AND REMAND CASE
32 BACK TO THE SUPERIOR COURT OF
33 CALIFORNIA, COUNTY OF ORANGE

ORDER

Pursuant to the Joint Stipulation of the Parties to allow Plaintiffs to file their First Amended Complaint substituting Ross Stores, Inc. for the fictitiously named defendant, DOE 1, it is hereby ORDERED:

1. By signing of this order, plaintiffs First Amended Complaint, substituting Ross Stores Inc. for the fictitiously named defendant DOE 1, is considered filed with the Court;
2. The addition of Ross Store's Inc. as a party to this action destroys diversity;
3. This action is therefore remanded to the Superior Court of California, County of Orange; and
4. Each party shall bear its own attorneys fees and costs incurred in connection with the removal of this action to Federal Court and the remand.

IT IS SO ORDERED.

Date: August 13, 2018



JAMES V. SELNA
United States District Court Judge

